



United States
Department of
Agriculture

Farmers
Home
Administration

Washington
D.C.
20250

FmHA AN No.1876(1951)

89 MAR 22 AM 8:27

MAR 6 1989

SUBJECT: Notification to FmHA Farmer Programs Borrowers Who Have Not Returned, Within 60 Days, the Additional Information FmHA Needs to Complete Their Primary Servicing Applications That Were Accepted Under the "Rule of Reason" Policy

TO: State Directors and District Directors

PURPOSE/INTENDED OUTCOME:

The purpose of this Administrative Notice (AN) is to provide guidance in handling Farmer Programs servicing applications with inadequate or incomplete information.

COMPARISON WITH PREVIOUS AN:

This replaces AN No. 1875 (1951) dated March 2, 1989, which is rescinded because of inaccurate electronic transmission.

IMPLEMENTATION RESPONSIBILITIES:

Farmer Programs borrowers, who have not provided adequate information within the 60 days provided in regulations for FmHA to process their requests, will immediately be sent the attached guide letter with Attachments 9 and 10 to Exhibit A of FmHA Instruction 1951-S, following expiration of the 60 day time period. This also includes those accounts "previously accelerated," where the application was accepted under the "rule of reason" policy.

The incomplete application package should be thoroughly reviewed before sending the attached guide letter, to assure that the necessary information has not been received.

EXPIRATION DATE: December 31, 1989

FILING INSTRUCTION
Preceding FmHA
Instruction 1951-S



Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination should be sent to:
Secretary of Agriculture, Washington, D.C. 20250

If you have any questions, please contact Bobby Reynolds at 447-4572.

Michael C. Waldman

for NEAL SOX JOHNSON
Acting Administrator

Attachment

Sent via electronic mail on March 7 at 11:15 by ASD. State Directors will immediately notify County Supervisors of the provisions of this AN.

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Attachment to FmHA AN No.1876 (1951-S)

Guide Letter to be used for notification to FmHA Farmer Programs borrowers who have not returned the additional information FmHA needed to complete their primary servicing applications which were accepted under the "Rule of Reason" and "Good Faith Effort" policies.

Dear (Name of borrower)

The time for submitting the required information necessary to complete your application for Farmers Home Administration (FmHA) primary and preservation loan servicing actions has expired. You were contacted in writing on (insert appropriate dates)

informing you of your incomplete application and requesting the necessary information to proceed with the analysis. This information was not provided.

Based on your failure to timely submit the required information, FmHA cannot act on your request for primary loan servicing and is, therefore dismissing it. Please refer to the instructions which you received on (insert appropriate dates) on how to apply for primary and preservation loan servicing. These instructions appear on page 8 of the "Primary and Preservation Loan Service Programs Purpose." The instructions state that you must complete all of the forms listed on page 8. FmHA could not process your request until it received these forms.

However, under FmHA regulations you have additional rights which require you to act promptly. You should carefully review the enclosed Attachment 9 to Exhibit A of FmHA Instruction 1951-S, "Notification of Intent to Accelerate or Continue Acceleration of Loans and Notice of Your Rights," and provide your response(s) on the enclosed Attachment 10, "Response to Notice Informing Me of FmHA's Intent to Accelerate or Continue to Accelerate My Loan."

If you do not respond to the attached notices FmHA will take action to liquidate your account(s). These actions are explained on page 11 of the "Primary and Preservation Loan Service Programs Purpose."

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If you have any questions, please feel free to contact this office.

Sincerely,

COUNTY SUPERVISOR

Enclosure